

STATE OF ILLINOIS
EDUCATIONAL LABOR RELATIONS BOARD

Minutes of the Meeting held on September 15, 2011
At One Natural Resources Way, Springfield, Illinois

I. OPENING OF THE MEETING AT 10:00 A.M.

II. PRESENT

Board Members Ronald Ettinger and Michael Smith; observers Lisa Daykin and Thomas Riley; and staff member Cindy Handy were present. Chairman Lynne Sered; Board Members Gilbert O'Brien and Michael Prueter; Executive Director Victor Blackwell; General Counsel Helen Higgins; staff members Colleen Harvey, Ellen Strizak and Susan Willenborg; extern Brandon Baseman; and observers Margaret Angelucci, Nick Christen, Joyce Lieberman, Lorenzo McDonald, Kira Schuman, Bob Shaevel and Deb Takehara participated via telephone conference call from the Board's Chicago office.

III. APPROVAL OF MINUTES OF MEETING HELD AUGUST 4

Chairman Sered called for approval of the minutes of the August 4, 2011 meeting. Member Prueter moved to approve the minutes of the August 4, 2011 meeting. Member O'Brien seconded the motion. The Board passed the motion unanimously, by a voice vote.

IV. BOARD ACTIONS

1. **Board of Trustees of the University of Illinois/UIC United Faculty, AFT-IFT**
Case No. 2011-RC-0011-C

Chairman Sered called the case. Associate General Counsel Susan Willenborg and General Counsel Helen Higgins reviewed the issues presented by the University's exceptions to the Administrative Law Judge's Recommended Decision and Order granting the petition and alternative draft Board opinions prepared by Susan Willenborg, and recommended that the Board approve the draft Opinion and Order affirming the Administrative Law Judge's Recommended Decision and Order. After discussion, Chairman Sered called for a motion. Member Prueter moved to approve the draft Opinion and Order affirming the Administrative Law Judge's Recommended Decision and Order, and Member O'Brien seconded the motion. The Board voted 3-0 to approve the draft Opinion and Order affirming the Administrative Law Judge's Recommended Decision and Order, by a voice vote, with Chairman Sered dissenting and Member Ettinger recused.

2. **Chicago Board of Education/Chicago Teachers Union**
Case No. 2011-CA-0020-C

Chairman Sered called the case. Extern Brandon Baseman reviewed the issues in the case and presented a memorandum that he had prepared recommending that the Board affirm the Administrative Law Judge's Recommended Decision and Order concluding that the Respondent had admitted the allegations of the complaint due to failure to file a timely answer. After discussion, the Board directed that an Opinion and

Order be drafted affirming the Administrative Law Judge's Recommended Decision and Order.

3. **University of Illinois at Chicago/International Brotherhood of Teamsters, Local 726**
Case No. 2010-CA-0074-C

Chairman Sered called the case. Associate General Counsel Ellen Strizak presented a draft of a Board order she had prepared denying the University's motion to stay enforcement of the Board's decision in the case. After discussion, Chairman Sered called for a motion to approve the draft. Member Ettinger moved to approve the draft, and Member Prueter seconded the motion. The Board voted unanimously to approve the draft, by a voice vote.

4. **Chicago Board of Education/Francine Oliver**
Case No. 2011-CA-0084-C

Proviso Township District 209/Shirley Magee
Case No. 2010-CA-0109-C
Proviso Support Staff Council, Local 571/Shirley Magee
Case No. 2010-CB-0031-C

Evanston Teacher Assistants' Association, IEA-NEA/Horolyn Davis
Case No. 2011-CB-0006-C

Western Illinois University/AFSCME Council 31
Case Nos. 2011-RS-0010-S, 2011-RS-0008-S

Chairman Lynne Sered called the cases. These were unappealed Executive Director's and Administrative Law Judge's Recommended Decisions and Orders. General Counsel Helen Higgins presented the cases. Chairman Sered called for a motion for the Board to decide not to take up these cases on its own motion and to issue final orders. Member Prueter so moved, and Member O'Brien seconded the motion. The Board voted unanimously, by a voice vote, not to take up any of these cases on its own motion and to issue final orders.

V. BUDGET AND FISCAL

Fiscal Officer Cindy Handy and Chairman Lynne Sered presented an update on budget and fiscal matters, which included a discussion of FY 2011 expenditures and the FY 2012 budget.

VI. POSSIBLE INJUNCTIVE RELIEF CASE FOR OCTOBER MEETING

Chairman Lynne Sered notified the Board that a charge had been filed seeking injunctive relief, which would be considered at the October Board meeting if the Executive Director decided to issue a Complaint.

VII. CASE STATUS REPORT

Executive Director Victor Blackwell presented a case status report.

VIII. STRIKE REPORT

Executive Director Victor Blackwell presented a strike report update.

IX. LEGISLATIVE UPDATE

Staff member Colleen Harvey presented a legislative update.

X. LITIGATION UPDATE

General Counsel Helen Higgins presented a litigation update.

XI. CLOSED SESSION

Chairman Lynne Sered called for a motion for the Board to go into closed session to discuss personnel matters pursuant to the Illinois Open Meetings Act, 5 ILCS 120/2(c)(1). Member Prueter so moved, and Member O'Brien seconded the motion. The Board voted unanimously to go into closed session, by a voice vote.

XII. ADJOURNMENT

Upon the Board's return from closed session, Chairman Sered called for a motion to adjourn the meeting. Member Ettinger so moved, and Member O'Brien seconded. The Board unanimously approved the motion to adjourn, by a voice vote.

**ADOPTED AND APPROVED BY THE CHAIRMAN AND MEMBERS OF THE ILLINOIS
EDUCATIONAL LABOR RELATIONS BOARD THIS 20th DAY OF OCTOBER 2011.**